

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
NO: 5:05CR9**

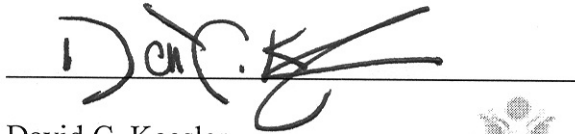
UNITED STATES OF AMERICA,)
)
)
vs.)
)
CORTNEY SIRON PFIFER,)
)
)
)
_____)

ORDER

THIS MATTER IS BEFORE THE COURT on the “Motion to Conduct Inquiry of Defendant Regarding Defense Counsel’s Conflict of Interest ...” (Document No. 276), filed August 1, 2005 by the United States with respect to Cortney Siron Pfifer. In the Motion, the United States asks the Court to conduct a hearing prior to the commencement of trial and/or change of plea in order to assure that Mr. Pfifer is aware of allegations against his attorney of record, Kenneth Darty, and his right to representation by conflict-free counsel. **Because the Court has already scheduled an inquiry into the status of counsel for August 11, 2005 at 9:30 A.M. in front of the Honorable Carl Horn, III, the undersigned will deny the Motion as moot.**

IT IS, THEREFORE, ORDERED that the “Motion to Conduct Inquiry of Defendant Regarding Defense Counsel’s Conflict of Interest ...” (Document No. 276) is hereby **DENIED AS MOOT.**

Signed: August 8, 2005

A handwritten signature in black ink, appearing to read "D.C. Keesler", is written over a horizontal line.

David C. Keesler
United States Magistrate Judge

